

**City of Somerville, Massachusetts
Matters of Business of the Board of Aldermen**

MINUTES OF THE REGULAR MEETING

January 11, 2007, 7:00 PM
Aldermanic Chambers

NOTICE: This is NOT the official version of the Board of Aldermen's minutes. While reasonable efforts have been made to assure the accuracy of the data provided, do not rely on this information without first checking with the City Clerk.

PRESENT for all or part of the meeting: President Robert C. Trane, Vice President Dennis M. Sullivan, Aldermen Bruce M. Desmond, William A. White Jr., William M. Roche, Maryann M. Heuston, Thomas F. Taylor, Walter F. Pero, Sean T. O'Donovan, Rebekah L. Gewirtz.

OPENING OF THE MEETING

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| 1. | Roll Call | Call of the Roll. | 182459
Placed on File |
| 2. | Minutes | Approval of the minutes of the Regular Meeting of November 21, 2006. | 182460
Approved |

CITATIONS

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|----|----------|---|--------------------|
| 3. | Citation | By Ald. Trane and the Entire Board, Commending Paul Mackey, who is resigning after promoting affordable housing for SPCD for 28 years, to become the Deputy Director of the Somerville Housing Authority. | 182461
Approved |
| 4. | Citation | By the Entire Board, Commending Marie Ferrari on her retirement after more than 35 years of dedicated service to the children of Somerville in the School Dept. | 182462
Approved |

PUBLIC HEARINGS

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| 5. | Grant of Location | Grant of Location, Boston Edison to install 7 ft. of conduit at 1-3 Laurel St. | 182463
Approved |
| 6. | Grant of Location | Grant of Location, Boston Edison and Verizon New England to relocate a pole at 1-3 Laurel St. | 182464
Approved |
| 7. | Grant of Location | Grant of Location, Boston Edison to install 8 ft. of conduit at 70 Webster Ave. | 182465
Approved |

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| 8. | Grant of Location | Grant of Location, Boston Edison to install 52 ft. of conduit at 255 Medford St. | 182466
Approved |
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**ORDERS, ORDINANCES, RESOLUTIONS
AND MOTIONS OF MEMBERS**

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| 9. | Order | By Ald. Roche, That the Commissioner of Public Works ensure the cleanliness of the East Somerville Community School grounds, especially along the sidewalk fence on the Pearl St. side of the building. | 182467
Approved as Amended:
That the DPW install
“No Dumping” signage
at the School |
| 10. | Order | By Ald. Roche, That the Commissioner of Public Works trim the two trees at 21-23 Wheeler Ave. that are rubbing against the house on the Pinckney St. side. | 182468
Approved |
| 11. | Order | By Ald. Roche, That the Commissioner of Public Works replace the sidewalk panels that have graffiti on them at Wheeler and Mt. Vernon Sts. and the sidewalk panels that are cracked, lifted and/or broken along Wheeler St. | 182469
Approved |
| 12. | Order | By Ald. Roche, That the Commissioner of Public Works update the Ward 1 Alderman on installation of the ENTERING SOMERVILLE sign at Broadway and McGrath Hwy. | 182470
Approved |
| 13. | Order | By Ald. Roche, That the Director of SPCD work with the MBTA to provide bus shelters at Assembly Sq. Mall. | 182471
Approved |
| 14. | Order | By Ald. Roche, That the Director of Communications include the Ward 1 Alderman and School Committee Member on any CTY call that goes out to all or part of Ward 1, or could affect persons living in Ward 1. | 182472
Approved |
| 15. | Resolution | By Ald. Desmond and Trane, That this Board urges the city’s State Delegation to endorse what was formerly House Bill 2948 and Senate Bill 620, so certain licensed alcohol and drug counselors could receive insurance payments. | 182473
Approved
Ald. Gewirtz recused |
| 16. | Resolution | By Ald. Desmond, That this Board requests that the Administration amend the 2007 Snow Emergency Plan by adding Kelly Park to the locations where residents can park their cars during a snow emergency. | 182474
Approved |
| 17. | Order | By Ald. Heuston, That the Director of SPCD inspect all businesses in the mall at 622 Somerville Ave. for building and health code violations, and instruct property and business owners to bait the premises for rodents. | 182475
Approved |

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| 18. | Order | By Ald. Heuston, That the Director of SPCD contact the MBTA to restore the bus stop at Properzi Way and Beacon St., which was temporarily relocated due to construction. | 182476
Approved |
| 19. | Ordinance | By Ald. Heuston, That this Board amends the ordinance regarding memorials by adding a provision to rededicate and restore lost and damaged memorials. | 182477
Legislative Matters and
Veterans Services |
| 20. | Order | By Ald. Heuston, That the Director of SPCD contact the Sprint Store at 291 Somerville Ave. about the unlicensed sandwich board that is blocking the sidewalk. | 182478
Approved |
| 21. | Resolution | By Ald. Heuston, Sullivan, White, Taylor and Desmond, That the Administration establish a Somerville Ave. Reconstruction Advisory Committee to oversee and provide feedback on the project. | 182479
Approved |
| 22. | Resolution | By Ald. Sullivan and Gewirtz, That this Board requests that the Administration develop a comprehensive plan to address the city's homeless population. | 182480
Approved
Copy to Housing &
Comm. Development |
| 23. | Order | By Ald. Sullivan and Roche, That the Director of SPCD contact Federal Realty and request additional handicapped spaces at Assembly Sq. and install pedestrian level signage to identify store locations. | 182481
Approved |
| 24. | Order | By Ald. Sullivan and Roche, That the Commissioner of Public Works contact the appropriate utility to repair the double pole at Florence and Washington Sts. (3 rd request) | 182482
Approved |
| 25. | Order | By Ald. Sullivan, White and Taylor, That the Director of Traffic and Parking replace the SENIOR HOUSING sign with a legible one at 252 Medford St. and increase parking enforcement in the area. (2 nd request) | 182483
Approved |
| 26. | Order | By Ald. Sullivan, White, Roche and Taylor, That the Director of Traffic and Parking contact DCR and request traffic safety improvements at the intersection of McGrath Hwy. and Highland Ave. | 182484
Approved
Copy to Public Health
& Safety |
| 27. | Order | By Ald. O'Donovan, That the City Solicitor notify CVS of their neglect in the upkeep of the municipal parking lot, which is a breach of their lease with the City. | 182485
Approved |
| 28. | Order | By Ald. O'Donovan, That the Commissioner of Public Works meet with the Ward 5 Alderman and members of the Garden Club to discuss upkeep of the Community Path at Highland Rd. | 182486
Approved |

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| 29. | Resolution | By Ald. Trane and O'Donovan, That this Board requests that the Traffic Commission consider a requirement that citizens contact the Traffic and Parking Dept. within 45 days of obtaining a new license plate/registration. | 182487
Approved |
| 30. | Order | By Ald. Gewirtz, That the Water Superintendent address concerns raised by Michael Goldstein about his water bill inaccuracies, possibly including a refund and a description of how this situation will be avoided in the future. | 182488
Approved |
| 31. | Order | By Ald. Gewirtz, That the Director of SPCD advise the proprietors of the parking lot at Holland and Wallace Sts. that they must regularly clean and maintain it. | 182489
Approved |
| 32. | Order | By Ald. Gewirtz, That the Commissioner of Public Works plant a tree where one was removed near the intersection of Wallace and Holland Sts. | 182490
Approved |
| 33. | Order | By Ald. Gewirtz, That the Director of Traffic and Parking and the Commissioner of Public Works consider installing a crosswalk at the corner of Hall and College Aves., from the Adult Mental Health Facility to the Methodist Church. | 182491
Approved |
| 34. | Order | By Ald. Gewirtz, That the Commissioner of Public Works use the new Mad-Vac machines to more thoroughly clean Davis Sq. and the surrounding streets, particularly near One Davis Sq. and Statue Park. | 182492
Approved |
| 35. | Order | By Ald. Gewirtz, That the Committee on Environment and Energy meet on January 25, at 3 PM, to participate in a podcast about effective strategies local government can employ to address the climate change crisis. | 182493
Approved
Copy to Environment & Energy |
| 36. | Order | By Ald. Gewirtz, That the Chief of Police order a directed patrol on Chandler St. as there has been a surge in car break-ins in the area. | 182494
Approved |
| 37. | Order | By Ald. White, That appropriate representatives of the Dept. of Public Works appear before the Committee on Public Utilities and Public Works to discuss the contracts to replace lead pipes and whether any contracts have been let for streets that already had lead pipes replaced in the past. | 182495
Approved
Copy to Public Utilities & Works |
| 38. | Order | By Ald. White, That the Director of Finance update this Board on the sale of 0 New Washington St., including whether the Dept. of Revenue permitted the City to include the sale proceeds in revenue for this fiscal year. | 182496
Approved
Copy to Finance |

39.	Order	By Ald. White, That the Clerk of Committees invite Robert B. McCarthy, President of the Professional Fire Fighters of MA, and Jay Colbert, President of the Somerville Fire Fighters Local 76, to appear before the Committee on Public Health and Public Safety to discuss concerns about Fire Dept. apparatus and buildings.	182497 Approved Copy to Public Health & Safety
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40.	Comm.	By President Trane, Conveying Board Committee assignments for 2007.	182498 Placed on File
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UNFINISHED BUSINESS

41.	Garage	New Garage License, Gene Automotive Repair, 56 Joy St., 10 Autos (Reconsideration moved by Ald. Heuston).	182339 Licenses & Permits
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REPORTS OF COMMITTEES

42.	Committee Report	Report of the Committee on Confirmation of Appointments, January 9.	182499 Approved
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42A.	Mayor's Request	Requesting the appointment of Albert Darling as Constable.	181689 Approved
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42B.	Mayor's Request	Requesting the appointment of Ralph Hergert Jr. to the Human Rights Commission.	182410 Approved
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42C.	Mayor's Request	Requesting approval to promote William Rymill, Jr., Rico Isidoro, John Gobiell, Jr. and Michael Mulcahy to the rank of Sergeant in the Police Dept.	182445 Approved
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43.	Committee Report	Report of the Committee on Licenses and Permits, January 10.	182500 Approved
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43A.	Used Car	Renewal of Used Car Dealer License Class III , Nissenbaums Auto Parts Inc., 0 Windsor Rd..	182247 Approved
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43B.	Used Car	Renewal of Used Car Dealer License Class III, Nissenbaum's Auto Parts Inc., 480 Columbia St.	182256 Approved
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43C.	Used Car	Renewal of Used Car Dealer License Class III, Joseph Talewsky & Son Inc., 512 Columbia St.	182257 Approved
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43D.	Used Car	Renewal of Used Car Dealer License Class III, Joseph Talewsky & Son Inc., 517 Columbia St.	182258 Approved
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43E.	Used Car	Renewal of Used Car Dealer License Class II, PJ'S Auto Sales Inc., 161 Broadway, 65 Autos, M-R 9-8, F 9-6, Sat 9-5, Sun 11-5.	182332 Approved
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43F.	Used Car	Renewal of Used Car Dealer License Class II, Unlimited Auto Body Inc., 471 Somerville Ave., 10 Autos.	182333 Approved
43G.	Used Car	Renewal of Used Car Dealer License Class II, Foreign Auto Wholesalers, 80 Pearl St., No Autos on premises.	182334 Approved
43H.	Used Car	Renewal of used Car Dealer License, Class II, Motobidia, LLC, 561 Windsor St. A205, No autos on premises.	182337 Approved
43I.	Used Car	Renewal of Used Car Dealer License Class I, Dom's Motor Service Inc. dba Riverside Kawasaki-Yamaha, 2 Union Sq., 85 Autos & 15 Motorcycles.	182429 Approved
43J.	Used Car	Renewal of Used Car Dealer License Class II, Dom's Motor Service Inc. dba Riverside Kawasaki-Yamaha, 2 Union Sq., 2 Autos.	182430 Approved
43K.	Used Car	Renewal of Used Car Dealer License Class II, Auto Brokers of Somerville, 182 Washington St., M-F 9-7, Sat. 9-5., 26 Autos.	182431 Approved
43L.	Used Car	Renewal of Used Car Dealer License Class II, NEEKA Inc., 463 McGrath Hwy., M-S 10-8, Sun. 12-6., 15 Autos.	182432 Approved
43M.	Used Car	Renewal of Used Car Dealer License Class II, Somerville Ave Auto Brokers, 595 Somerville Ave., M-F 9-7, Sat. 10-5, 18 Autos.	182433 Approved
43N.	Used Car	Renewal of Used Car Dealer License Class II, Souza Bros. Foreign Auto Inc., 35-37 Prospect St., 21 Autos.	182434 Approved
43O.	Used Car	Renewal of Used Car Dealer License Class II, Benny's Auto Sales, 508 Somerville Ave., 10 Autos.	182435 Approved
43P.	Used Car	Renewal of Used Car Dealer License Class II, K & K Mechanics, 42 Dane St., 3 Autos.	182436 Approved
43Q.	Used Car	Renewal of Used Car Dealer License Class II, Dodakins Auto Sales, 191 Beacon St., M-S 8-6, 18 Autos outside.	182437 Approved
43R.	Used Car	New Used Car Dealer License Class II, 1098 Auto Brokers, 1098 Broadway, No Autos on premises.	182438 Approved
43S.	Used Car	Renewal of Used Car Dealer License, Class II, Broadway Auto Sales, 525 Broadway, 11 Autos.	182446 Approved

COMMUNICATIONS OF THE MAYOR

44.	Mayor's Request	Requesting approval to transfer \$14,687 from Contingency Acct. Sick Leave Buyback to the Auditing Dept. to fund sick leave buyback for a retiring employee.	182501 Finance
45.	Mayor's Request	Requesting approval to pay \$6,467.95 in prior year invoices in the IT Dept.	182502 Finance
46.	Mayor's Request	Requesting approval to pay \$981.45 in prior year invoices in the Dept. of Public Works.	182503 Finance
47.	Mayor's Request	Requesting approval to pay \$450 in prior year invoices in the Police Dept.	182504 Finance
48.	Mayor's Request	Requesting approval to expend a grant of \$25,000 from the National Park Service to SPCD, to fund community service projects.	182505 Finance
49.	Mayor's Request	Requesting approval to expend a grant of \$14,207 from the MA Dept. of Public Health to the Health Dept. for the school nursing program.	182506 Finance
50.	Mayor's Request	Requesting approval to expend a grant of \$2,675.46 by the MA Dept. of Environmental Protection to the Office of Environment and Sustainability for recycling materials.	182507 Finance
51.	Mayor's Request	Requesting approval of the Board for a Library application for state grants for the planning and design of a central library.	182508 Finance
52.	Mayor's Request	Requesting approval of an amendment to Ordinances 2-231 and 2-24(c)(5) relative to the composition of the Planning Board.	182509 Legislative Matters
53.	Mayor's Request	Requesting approval of Home Rule Petition to allow the City to impose a fee not to exceed 15 percent for services performed by its employees on an off-duty work detail.	182510 Approved
54.	Mayor's Request	Requesting approval of Home Rule Petition for the establishment of a hearing process for code violations.	182511 Approved
55.	Mayor's Request	Requesting approval of Home Rule Petition to allow concurrent jurisdiction of Fellsway West, Medford St. and other streets by the City and DCR.	182512 Legislative Matters
56.	Mayor's Request	Requesting approval of Home Rule Petition to establish a Project Mitigation Contribution (Linkage) Program for Open Space and Historic Preservation.	182513 Legislative Matters
57.	Mayor's Request	Requesting approval of Home Rule Petition to establish a Municipal Open Space and Historic Preservation Trust Fund.	182514 Legislative Matters

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| 58. | Mayor's Request | Requesting approval of Home Rule Petition granting legal authority to the Retirement Board to purchase and/or lease real property. | 182515
Legislative Matters |
| 59. | Mayor's Request | Requesting approval of Home Rule Petition to amend Sections 40C and 40D of the City Charter regarding Divisions in the Dept. of Public Works. | 182516
Legislative Matters |
| 60. | Mayor's Request | Requesting approval of Home Rule Petition to delete Section 2 of Chapter 316 of the Acts of 2004, eliminating the sunset clause to reorganize the health inspectors. | 182517
Legislative Matters |
| 61. | Mayor's Request | Requesting approval of Home Rule Petition to exempt the position of Supervisor and Asst. Supervisor of School Custodians from the provisions of Civil Service Law. | 182518
Legislative Matters |
| 62. | Mayor's Request | Requesting approval of Home Rule Petition to amend Section 21 of the City Charter to include the 311 Director and Water Dept. Operations Manager. | 182519
Legislative Matters |

COMMUNICATIONS OF CITY OFFICERS

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|-----|-----------------|--|--------------------------|
| 63. | Officer's Comm. | City Treasurer/Tax Collector submitting Treasury/Tax Collector Public Official Bonds. | 182520
Finance |
| 64. | Officer's Comm. | Asst. City Solicitor responding to #182302 re: Carry over of pending items to next year. | 182521
Placed on File |
| 65. | Officer's Comm. | Director of SPCD responding to various Board Orders. | 182522
Placed on File |

NEW BUSINESS

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|-----|----------|--|------------------------------|
| 66. | Used Car | New Used Car Dealers License Class II, Louis Frank Motor Cars, 27 Porter St., No Autos. | 182523
Approved |
| 67. | Used Car | New Used Car Dealers License Class II, Antonio Rodrigues dba Anthony's Auto Sales, 52 Medford St. No Autos. | 182524
Licenses & Permits |
| 68. | Used Car | Renewal of Used Car Dealer License Class II, Frank and Eds Inc., 483 Somerville Ave., 14 Autos. | 182525
Licenses & Permits |
| 69. | Used Car | Renewal of Used Car Dealer License Class II, Gemicar, Inc., dba Tech. Auto Body, 9 Union Sq., 2 Autos. | 182526
Licenses & Permits |
| 70. | Used Car | Renewal of Used Car Dealer License Class II, Inman Capital Cars Inc., dba Inman Motor Sales, 121 Prospect St., 46 Autos. | 182527
Licenses & Permits |

71.	Used Car	Renewal of Used Car Dealer License Class II, Ferry St. Motors Inc., dba American Auto Gallery, 682 Mystic Ave., 20 Autos outside and 2 Autos inside.	182528 Licenses & Permits
72.	Used Car	Renewal of Used Car Dealer License Class II, A+ Autobody Inc., 297 Medford St. 2 Autos.	182529 Licenses & Permits
73.	Used Car	Renewal of Used Car Dealer License Class II, Ideal Engine Rebuilders Inc., 49 Day St., 8 Autos.	182530 Licenses & Permits
74.	Used Car	Renewal of Used Car Dealer License Class II, Cambridge Auto Sales, 75 Park St. 23 Autos, M-F 8-8 and Sat 8-5.	182531 Licenses & Permits
75.	Used Car	Renewal of Used Car Dealer License Class II, Leins Auto Repair Inc., 65½ Bow St., 17 Autos.	182532 Licenses & Permits
76.	Used Car	Renewal of Used Car Dealer License Class II, Star Auto Sales Inc., 30 Autos.	182533 Licenses & Permits
77.	Used Car	Renewal of Used Car Dealer License Class III, T.C. Auto Exchange, 176-178 Tremont St.	182534 Licenses & Permits
78.	Flammable	Renewal of Flammables License (2005), Tufts University, 17 Latin Way, 20,000 gallons.	182535 Approved
79.	Flammable	Renewal of Flammables License, Tufts University, 17 Latin Way, 20,000 gallons.	182536 Approved
80.	Flammable	Renewal of Flammables License (2005), Tufts University, 61 Talbot Ave., 24,005 gallons.	182537 Approved
81.	Flammable	Renewal of Flammables License, Tufts University, 61 Talbot Ave., 24,005 gallons.	182538 Approved
82.	Amusemnt	Renewal of Automatic Amusement Device License, Northeast Motel Assoc. dba Holiday Inn, 30 Washington St., 1 device.	182539 Licenses & Permits
83.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 255 Elm St., 2 taxis.	182540 Approved
84.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 1 Davis Sq., 4 taxis.	182541 Approved
85.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 295 Broadway, 6 taxis.	182542 Approved
86.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 503 Broadway, 2 taxis.	182543 Approved

87.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 236 Highland Ave., 3 taxis.	182544 Approved
88.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 22-26 Union Sq. 3 taxis.	182545 Approved
89.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 121 Broadway, 2 taxis.	182546 Approved
90.	Taxi Stand	Renewal of Taxi Stand License, Green Cab Co., 30 Washington St., 4 taxis.	182547 Approved
91.	Comm.	DCR responding to #181538 re: parking of vehicles on the water side of Shore Drive.	182548 Placed on File
92.	Comm.	Petition signed by 38 Residents re: Union Sq. Zoning.	182549 Placed on File
93.	Comm.	Communication from 13 Union Sq. residents re: Union Sq. Zoning.	182550 Placed on File
94.	Comm.	Communication from Michael Trembicki re: Union Sq. Zoning.	182551 Placed on File
95.	Comm.	Communication from Erica Schwarz re: Union Sq. Zoning.	182552 Placed on File
96.	Comm.	Communication from Anne Hyland re: Union Sq. Zoning.	182553 Placed on File
97.	Comm.	Communication from Jason Schupbach re: Union Sq. Zoning.	182554 Placed on File
98.	Comm.	Communication from Dori Peleg re: Union Sq. Zoning.	182555 Placed on File
99.	Comm.	Communication from Amanda Rush re: Union Sq. Zoning.	182556 Placed on File
100.	Comm.	Communication from Ed Marakovitz re: Union Sq. Zoning.	182557 Placed on File
101.	Comm.	Communication from Wendy Bloom re: Union Sq. Zoning.	182558 Placed on File
102.	Comm.	Communication from Victoria Choitz and Theodore Poppitz re: Union Sq. Zoning.	182559 Placed on File
103.	Comm.	Communication from Mary Kocol re: Union Sq. Zoning.	182560 Placed on File

104.	Comm.	Communication from Gregory Jenkins re: Union Sq. Zoning.	182561 Placed on File
105.	Comm.	Communication from Rachel Strutt re: Union Sq. Zoning.	182562 Placed on File
106.	Comm.	Communication from Ezra Haber Glenn re: Union Sq. Zoning.	182563 Placed on File
107.	Comm.	Communication from Matt Carrano re: Union Sq. Zoning.	182564 Placed on File
108.	Comm.	Communication from Rosie Branson Gill re: Union Sq. Zoning.	182565 Placed on File
109.	Comm.	Communication from Sharon Wolfson re: Union Sq. Zoning.	182566 Placed on File
110.	Comm.	Communication from Ilona Fried re: Union Sq. Zoning.	182567 Placed on File
111.	Comm.	Communication from Melissa Haber re: Union Sq. Zoning.	182568 Placed on File
112.	Comm.	Communication from Mitch Bogen and Lynn Laur re: Union Sq. Zoning.	182569 Placed On File

LATE ITEMS

113.	Order	By Ald. Trane, That the Chief of Police increase speed enforcement on Curtis St. between Broadway and Powderhouse Blvd.	182570 Approved
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Submitted by John J. Long, City Clerk